

# DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As below named inventor, I hereby declare that:

My residence, mailing address and citizenship is as stated below next to my name.

I believe that I am the sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

## FLOW THROUGH CELL FOR OPTICAL SPECTROSCOPY

the specification of which

(Check one)

☒ is attached hereto.

☐ was filed on

Application Serial No. \_\_\_\_\_ as  
and amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

| Prior Foreign Application(s)  |                               |   | Priority Claimed |    |
|-------------------------------|-------------------------------|---|------------------|----|
| <u>2002952602</u><br>(Number) | <u>Australia</u><br>(Country) | <u>12 November 2002</u><br>(Day/Month/Year Filed) | Yes              |    |
| _____<br>(Number)             | _____<br>(Country)            | _____<br>(Day/Month/Year Filed)                   | Yes              | No |
| _____<br>(Number)             | _____<br>(Country)            | _____<br>(Day/Month/Year Filed)                   | Yes              | No |

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional applications(s) listed below.

|  |                        |
|--|------------------------|
| <u>N/A</u><br>(Application Serial No.) | _____<br>(Filing Date) |
| _____<br>(Application Serial No.)      | _____<br>(Filing Date) |

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of the application:

|  |  |   |
|--|--|---|
| <u>PCT/AU2003/001492</u><br>(Application Serial No.) | <u>11 November 2003</u><br>(Filing Date) | <u>Published</u><br>(Status-patented, pending, abandoned) |
| _____<br>(Application Serial No.)                    | _____<br>(Filing Date)                   | _____<br>(Status-patented, pending, abandoned)            |

**DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION**

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office contacted therewith:

Hunter L. Auyang #33,224, Bella Fishman #37,485, Edward H. Berkowitz #27,771

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

|   |                      |
|---|----------------------|
| Full Name of Sole or First Inventor:<br><u>Robert W. Blair</u>            |                      |
| Inventors Signature:<br><u>Robert W. Blair</u>                            | <u>29 April 2005</u> |
| Signature   | Date                 |
| Residence:<br><u>11 Birkdale Close, Wantima, Victoria 3152, Australia</u> |                      |
| Citizenship:<br><u>Australia</u>  |                      |
| Mailing Address:<br><u>Same as Residence Address</u>                      |                      |